



Internal Case Management System
Worksheet - Internal Affairs Log

Top Allegation
USE OF FORCE - LEVEL 2

Group
CC-COMMAND CENTER
Date of This Report
03/26/2019

Date Reported
03/26/2019

Date Assigned

IAB Log No.
2019-11874

Case No.
(CC) 2019-11874

Folder Type

Follow-Up No.
1

Worksheet
Tracking No.
3662798

Date/Time Reported
03/26/2019 20:49

SOL Date
09/24/2020

Occurrence From Date/Time
03/24/2019 15:20

Occurrence To Date/Time

Contact Type
TELEPHONE

Source
DIRECT FROM MOS

Source Number

Position Number
OTHER

Person's Last Name, First M.I.
AHMED, AIMAN K

Role
REPORTER

Status
UNIFORM MEMBER OF SERVICE

Res. Pct.

Anonymous
NO

Anonymous#

Call Back Code

MOS TAXID
936104

Command
121-121 PRECINCT

Rank
LT

Shield
00000

Appointment Date
01/10/2005

Years Employed
14

Nickname/Alias/Middle Name

This Person and Subject Live Together

Identify Subject?

This Person States Subject is

On Duty

In Uniform

Squad

Chart

Primary Assignment

PERSON TESTS

Person's Last Name, First M.I.
HARRINGTON, MATTHEW C

Role
PATROL DUTY CAPTAIN

Status
UNIFORM MEMBER OF SERVICE

Res. Pct.

Anonymous

Anonymous#

Call Back Code

MOS TAXID
919155

Command
121-121 PRECINCT

Rank
DI

Shield
00000

Appointment Date
04/15/1997

Years Employed
22

Nickname/Alias/Middle Name

This Person and Subject Live Together

Identify Subject?

This Person States Subject is

On Duty

In Uniform

Squad

Chart

Primary Assignment

PERSON TESTS

Person's Last Name, First M.I.

Role
VICTIM


Status

Res. Pct.

				CIVILIAN NON MEMBER OF SERVICE			
Anonymous		Anonymous#		Call Back Code			
Nickname/Alias/Middle Name							
Address				Apt No.		NYSID No.	
Alternate Address				Apt No.			
Sex		Race	Date of Birth	Age	Height	Weight	
Age From		Age To	Condition	If Injured or Deceased Location		U.S. Citizen	
						State/Country of Birth	
Home Telephone		Business Telephone	Cell Phone	Beeper #	E-Mail Address	Call Back Phone#	
This Person and Subject Live Together		Identify Subject?		This Person States Subject is			

Person's Last Name, First M.I. CIMMINO, ANTHONY V				Role WITNESS		Status UNIFORM MEMBER OF SERVICE		Res. Pct. [REDACTED]
Anonymous		Anonymous#		Call Back Code				
MOS TAXID 933693		Command 121-121 PRECINCT	Rank POM	Shield 11712				
Appointment Date 01/20/2004				Years Employed 15				
Nickname/Alias/Middle Name								
This Person and Subject Live Together		Identify Subject?		This Person States Subject is				
On Duty		In Uniform	Squad	Chart		Primary Assignment		
PERSON TESTS								

Person's Last Name, First M.I. BARAN, DAVID M				Role WITNESS		Status UNIFORM MEMBER OF SERVICE		Res. Pct. [REDACTED]
Anonymous		Anonymous#		Call Back Code				
MOS TAXID 950045		Command 121-121 PRECINCT	Rank POM	Shield 01985				
Appointment Date 07/06/2011				Years Employed 8				
Nickname/Alias/Middle Name								
This Person and Subject Live Together		Identify Subject?		This Person States Subject is				
On Duty		In Uniform	Squad	Chart		Primary Assignment		

PERSON TESTS							
Person's Last Name, First M.I. GRIFFIN, JULIA A			Role SUBJECT	Status UNIFORM MEMBER OF SERVICE			Res. Pct. ■
MOS TAXID 944614	Command 121-121 PRECINCT	Rank SGT	Shield 01119				
Appointment Date 07/09/2007			Years Employed 12				
Nickname/Alias/Middle Name							
On Duty	In Uniform	Squad	Chart	Primary Assignment			
PERSON TESTS							


Allegations								
1	Full Allegation Use of Force - Level 2	Classification Arrest Effectuated	Allegation Index Force Investigation Notification	Allegation Date 03/28/2019	Finding -	Finding Date	Allegation Removed NO	Allegation Disposition
Comments								
2	Full Allegation CEW/Taser Discharged - with Probes - On a EDP	Classification Arrest Effectuated	Allegation Index CED Discharged	Allegation Date 03/28/2019	Finding -	Finding Date	Allegation Removed NO	Allegation Disposition
Comments								




Incident Documents

Property	Property Status
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Evidence			
Evidence Collected	Evidence Collection Team Crime Scene Requested	Who Responded	ECT/CSU Run No.

ATTACHMENT

1	 <u>'AIDED'</u>
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2	 'C/C audio'
3	 'DAS Lite'
4	 'ISAR'

Incident Location List

1	Location Type OCCURRENCE		Jurisdiction	In or Near NYPD Command	PCT 121-121 PRECINCT	Common Locations Outside of NYC	
	Address Location NYC	Location Within INSIDE OF	Street [REDACTED]	City STATEN ISLAND	State NY	Zip 10302	Apt # 3
	Cross Street ANN STREET and CHURCH STREET			Intersection of	Premise Type	Indicate Premise Name if Known	Exact Location Within Premise Type, if Known
	Occurrence/Effective On or From [REDACTED]		Occurrence Through :	Statement of Details Specific to this Location			

Topic/Subject:

(Internal Affairs Log) INTERNAL AFFAIRS LOG

Details

On Tuesday March 26, 2019 at 2045 hours, Detective Cuesta, received a phone call from Lt. Ahmed of the 121 Precinct. The details are as follows;

Lt. Ahmed is reporting a level 2 use of force allegation where the incident occurred on [REDACTED] Lt. Ahmed states that PO Cimmino, PO Baran and Sgt. Griffin responded to a 10-54 possibly barricaded EDP on [REDACTED] at [REDACTED] hours. Lt Ahmed states that ESU and the Duty Captain was called, however Sgt. Griffin and the officers gained entry before the arrival of ESU. Once Sgt. Griffin gained access, she deployed her CEW in cartridge mode against the EDP [REDACTED] The officers then grabbed his arms to put him in handcuffs. He was then removed to Saint Vincent's Medical Center for psychiatric evaluation and the removal of the CEW prongs. Lt. Ahmed states this was documented as a level 1 use of force the day it happened, however after he reviewed the body cam he notified the C.O. of the 121 Precinct. DI Harrington then reviewed the body cam and they both agree that Patrol Guide procedures were not properly followed and the CEW use may have been unnecessary. DI Harrington is going to complete an ISAR report in regards, he is recommending this be further investigated by Borough Investigations. The TRI reports that were previously documented are being voided and another report is going to be prepared.

At 2112 hours an ICMS check revealed no prior related logs.

At 2115 hours conferred with Sgt. Pereira in regards.

At 2116 hours the body cam of Sgt. Griffin was viewed. At the 31:00 minute mark, Sgt. Griffin deploys her CEW in probe mode. The victim is sitting on the couch speaking with EMS personnel. The officers go to put the male in handcuffs and he pulls his arms away which is when the CEW is deployed. It seems the CEW was used for 2 cycles. It did not have much affect against the victim.

At 2129 hours DAS Lite job [REDACTED] was attached in regards.

At 2136 hours the C/C audio was attached.

At 2140 hours the ISAR was attached. DI Harrington recommends this incident of possible excessive force be referred to Borough Investigations.

At 2144 hours DI Winters was notified and recommends FI-Case to Investigations.

List of Persons Added/Updated in the Log

Person's Last Name, First M.I. ACOSTA, YEKATERINA		Role REPORTER		Status UNIFORM MEMBER OF SERVICE		Res. Pct. [REDACTED]
Anonymous NO	Anonymous#			Call Back Code		
MOS TAXID 948140	Command 120-120 PRECINCT	Rank SGT	Shield 809			
Appointment Date 01/14/2009		Years Employed 10				
Nickname/Alias/Middle Name						

Person's Last Name, First M.I. GRIFFIN, JULIA A		Role SUBJECT		Status UNIFORM MEMBER OF SERVICE		Res. Pct. [REDACTED]
MOS TAXID 944614	Command 121-121 PRECINCT	Rank SGT	Shield 01119			
Appointment Date 07/09/2007		Years Employed 12				
Nickname/Alias/Middle Name						

Allegations

1	Full Allegation Additional Information Prior Log -	Classification NOTIFICATION/Additional Information	Allegation Index ADD-Additional Information	Allegation Date 06/18/2019	Finding -	Finding Date	Allegation Removed NO	Allegation Disposition
Comments								

Person's Last Name, First M.I. REED, EDWARD		Role COMPLAINANT		Status CIVILIAN NON MEMBER OF SERVICE		Res. Pct. [REDACTED]
Anonymous	Anonymous#			Call Back Code		

Nickname/Alias/Middle Name					
Address				Apt No.	NYSID No.
Alternate Address				Apt No.	
Sex	Race	Date of Birth	Age	Height	Weight
Age From	Age To	Condition	If Injured or Deceased Location		U.S. Citizen
Home Telephone	Business Telephone	Cell Phone	Beeper #	E-Mail Address	Call Back Phone#

Person's Last Name, First M.I.		Role	Status	Res. Pct.
		COMPLAINANT	CIVILIAN NON MEMBER OF SERVICE	
Anonymous	Anonymous#	Call Back Code		


Nickname/Alias/Middle Name					
Address				Apt No.	NYSID No.
Alternate Address				Apt No.	
Sex	Race	Date of Birth	Age	Height	Weight
Age From	Age To	Condition	If Injured or Deceased Location		U.S. Citizen
Home Telephone	Business Telephone	Cell Phone	Beeper #	E-Mail Address	Call Back Phone#

Person's Last Name, First M.I.		Role	Status	Res. Pct.
CAPPA, ANDREW R		REPORTER	UNIFORM MEMBER OF SERVICE	
Anonymous	Anonymous#	Call Back Code		
MOS TAXID	Command	Rank	Shield	
918818	447-PATROL BORO STATEN ISLAND	LT	00000	
Appointment Date		Years Employed		
04/15/1997		23		
Nickname/Alias/Middle Name				

Person's Last Name, First M.I.		Role	Status	Res. Pct.
GRIFFIN, JULIA A		SUBJECT	UNIFORM MEMBER OF SERVICE	

MOS TAXID 944614	Command 083-083 PRECINCT	Rank SGT	Shield 01119	
Appointment Date 07/09/2007			Years Employed 13	
Nickname/Alias/Middle Name				

Allegations

Person's Last Name, First M.I. GRIFFIN, JULIA A			Role SUBJECT	Status UNIFORM MEMBER OF SERVICE	Res. Pct. <div></div>
MOS TAXID 944614	Command 121-121 PRECINCT	Rank SGT	Shield 01119		
Appointment Date 07/09/2007			Years Employed 12		
Nickname/Alias/Middle Name					

Allegations

3	Full Allegation Failed to Supervise -	Classification Abuse of Dept Regulations	Allegation Index FTS-Fail to Supervise	Allegation Date 04/03/2019	Finding 07 - Substantiated	Finding Date 02/03/2020	Allegation Removed NO	Allegation Disposition	
Comments Sgt. Griffin did wrongfully failed to perform her duties as Patrol Supervisor in a satisfactory manner as indicated in Spec # 1.									
4	Full Allegation Other Dept Rules/Procedures Violation -	Classification Abuse of Dept Regulations	Allegation Index VRP-Violation Rules/Procedures	Allegation Date 04/03/2019	Finding 07 - Substantiated	Finding Date 02/03/2020	Allegation Removed NO	Allegation Disposition	Other Dept Rules/Procedures Violation Details P.G 221-13
Comments Sgt. Griffin did wrongfully failed to comply with Department procedures regarding a supervisor's handling and interaction with an allegedly Emotionally Disturbed Personas indicated in Spec # 2.									
5	Full Allegation Other Dept Rules/Procedures Violation -	Classification Abuse of Dept Regulations	Allegation Index VRP-Violation Rules/Procedures	Allegation Date 04/03/2019	Finding 07 - Substantiated	Finding Date 02/03/2020	Allegation Removed NO	Allegation Disposition	Other Dept Rules/Procedures Violation Details P.G 221-14
Comments Sgt. Griffin did wrongfully failed to comply with Department procedures regarding a supervisor's handling and interaction with such an allegedly barricaded person as indicated in Spec # 3.									
6	Full Allegation Other Dept Rules/Procedures Violation -	Classification Abuse of Dept Regulations	Allegation Index VRP-Violation Rules/Procedures	Allegation Date 04/03/2019	Finding 07 - Substantiated	Finding Date 02/03/2020	Allegation Removed NO	Allegation Disposition	Other Dept Rules/Procedures Violation Details P.G 204-04
Comments Sgt. Griffin did improperly wear her Turtle Neck as per P.G 204-04. Sgt. Griffin was instructed and a Issuance of Instruction (DADS# 2019-20595) was completed.									
7	Full Allegation Additional Information Prior Log -	Classification NOTIFICATION/Additional Information	Allegation Index ADD-Additional Information	Allegation Date 06/18/2019	Finding 04 - Info. and Intelligence	Finding Date 02/03/2020	Allegation Removed NO	Allegation Disposition	
Comments Prior log no new information provided									
8	Full Allegation Charges & Specifications - Other	Classification NOTIFICATION/Additional Information	Allegation Index CS-Charges and Specifications	Allegation Date 01/24/2020	Finding 04 - Info. and Intelligence	Finding Date 02/03/2020	Allegation Removed NO	Allegation Disposition	
Comments On January 22, 2020 Charges and Specifications were created in regards to this case by Department Advocate's Office.									

Person's Last Name, First M.I. CIMMINO, ANTHONY V	Role SUBJECT	Status UNIFORM MEMBER OF SERVICE	Res. Pct. [REDACTED]
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MOS TAXID 933693	Command 121-121 PRECINCT	Rank POM	Shield 11712	
Appointment Date 01/20/2004			Years Employed 15	
Nickname/Alias/Middle Name				

Allegations									
1	Full Allegation Other Dept Rules/Procedures Violation -	Classification Abuse of Dept Regulations	Allegation Index VRP-Violation Rules/Procedures	Allegation Date 04/03/2019	Finding 07 - Substantiated	Finding Date 02/18/2020	Allegation Removed NO	Allegation Disposition	Other Dept Rules/Procedures Violation Details P.G 221-13
Comments PO Cimmino did not de-escalate this encounter even though he had all the time necessary to do so.									
2	Full Allegation Other Dept Rules/Procedures Violation -	Classification Abuse of Dept Regulations	Allegation Index VRP-Violation Rules/Procedures	Allegation Date 04/03/2019	Finding 07 - Substantiated	Finding Date 02/18/2020	Allegation Removed NO	Allegation Disposition	Other Dept Rules/Procedures Violation Details P.G 221-14
Comments PO Cimmino did fail to slow down the pace while awaiting the arrival of ESU. He also failed to refrain from any action which would unnecessarily jeopardize the safety to [REDACTED]									
3	Full Allegation Other Dept Rules/Procedures Violation -	Classification Abuse of Dept Regulations	Allegation Index VRP-Violation Rules/Procedures	Allegation Date 04/03/2019	Finding 07 - Substantiated	Finding Date 02/18/2020	Allegation Removed NO	Allegation Disposition	Other Dept Rules/Procedures Violation Details P.G 204-04
Comments PO Cimmino did wear his turtleneck as his outer most garment for the duration of this job.									

Reporting Officer:	Rank DT3	Name CUESTA MICHAEL	Tax Reg. No. 947734	Command CC-COMMAND CENTER	
Reviewing Supervisor:	Manner of Closing -	Date Reviewed 03/28/2019	Date of Next Review	Name CHESTERFIELD SHEMIKA	Supv. Tax No. 945582
Endorser:	Rank LT	Name PEREIRA MATTHEW	Tax Reg. No. 944885	Command CC-COMMAND CENTER	DateTime Reviewed 03/26/2019 23:34
Comments					
Endorser:	Rank DT3	Name CHESTERFIELD SHEMIKA	Tax Reg. No. 945582	Command ASM-ASSESSMENT	DateTime Reviewed 03/28/2019 10:13
Comments FI-447					